



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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## ENFORCEMENT BUREAU FIELD OPERATIONS LIST OF ACTIONS TAKEN

The following is a list of actions taken by the Enforcement Bureau's Field Offices during the period January 1, to January 31, 2002. During this period, the Field Offices issued five (5) Notices of Apparent Liability ("NALs"), 64 Notices of Violation ("NOVs") and 36 Citations for violations of the Communications Act of 1934, as amended, 47 U.S.C. § 151, *et seq.*, and/or the FCC's Rules. **This list is provided for information purposes only and does not provide parties with additional rights. Parties wishing to make a payment or file a response to a NAL or to file a response to a NOV or Citation must do so in accordance with the instructions and by the deadline set forth in the NAL, NOV or Citation.**

### NOTICES OF APPARENT LIABILITY

#### Communications Act

- 47 U.S.C. § 301 – Unauthorized Operation
  - ◆ *Networx Corporation, Carlisle, PA.* \$10,000 NAL. Philadelphia, PA District Office (1/10/02).
  - ◆ *Rev. Dr. Philius Nicholas, Brooklyn, NY.* \$10,000 NAL. New York, NY District Office (1/10/02).
  - ◆ *Thomas A. Brothers, Berkley, MI.* \$11,000 NAL. Detroit, MI District Office (1/14/02).
  - ◆ *CTI of Miami, Inc., Miami, FL.* \$ 17,000 NAL. Other violations: 47 U.S.C. § 302a (Devices Which Interfere With Radio Reception) and 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Tampa, FL District Office (1/24/02).

#### 47 C.F.R. Part 73 – Radio Broadcast Services

- 47 C.F.R. § 73.3538 – Application to Make Changes in an Existing Station
  - ◆ *ACS Television LLC, Eagle River, AK.* \$13,000 NAL. Other violation: 47 C.F.R. § 74.780 (Broadcast Regulations Applicable to Translators, Low Power, and Booster Stations). Anchorage, AK Resident Agent Office (1/22/02).

## NOTICES OF VIOLATION

### Communications Act

- 47 U.S.C. § 301 – Unauthorized Operation
  - ◆ ***Mt. Rushmore Broadcasting, Inc., Custer, SD (KAWK-FM, Facility ID #43916)***. Other violations: 47 C.F.R. §§ 11.35 (Equipment Operational Readiness), 11.61 (Tests of EAS Procedures), 73.267 (Determining Operating Power), 73.1350 (Transmission System Operations), 73.1400 (Transmission System Monitoring and Control), 73.1580 (Transmission System Inspections), 73.1820 (Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Denver, CO District Office (1/7/02).

### 47 C.F.R. Part 1 – Practice and Procedure

- 47 C.F.R. § 1.951 – Duty to Respond to Official Communications
  - ◆ ***Patricia L. Kozel, Muncie, IN***. Philadelphia, PA District Office (1/7/02).
  - ◆ ***PCK Systems, Muncie, IN***. Philadelphia, PA District Office (1/7/02).
  - ◆ ***Western Pennsylvania SMR Partnership, Las Vegas, NV***. Philadelphia, PA District Office (1/7/02).

### 47 C.F.R. Part 11 – Emergency Alert System

- 47 C.F.R. § 11.15 – EAS Operating Handbook
  - ◆ ***Mt. Rushmore Broadcasting, Inc., Hot Springs, SD (KZMX-FM, Facility ID #46712)***. Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1350 (Transmission System Operations), 73.1400 (Transmission System Monitoring and Control), 73.1580 (Transmission System Inspections), 73.3526 (Local Public Inspection File for Commercial Stations). Denver, CO District Office (1/2/02).
  - ◆ ***Mt. Rushmore Broadcasting, Inc., Hot Springs, SD (KZMX(AM), Facility ID #46713)***. Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1590 (Equipment Performance Measurements), and 73.3526 (Local Public Inspection File for Commercial Stations). Denver, CO District Office (1/2/02).
  - ◆ ***Radio Fiesta, Inc., Lake Worth, FL***. Tampa, FL District Office (1/15/02).
  - ◆ ***Radio Redentor Inc., Utuado, PR***. Other violations: 47 C.F.R. §§ 11.35 (Equipment Operational Readiness) and 73.1870 (Chief Operator). San Juan, PR Resident Agent Office (1/22/02).
- 47 C.F.R. § 11.35 – Equipment Operational Readiness
  - ◆ ***Mt. Rushmore Broadcasting, Inc., Custer, SD (KFCR(AM), Facility ID #43913)***. Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1590 (Equipment Performance Measurements), 73.1820 (Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Denver, CO District Office (1/4/02).
  - ◆ ***Delphi Communications, Inc., KMET(AM), Banninig, CA***. San Diego, CA District Office (1/7/02).

- ◆ ***Entravision Holdings, LLC, KZLZ(FM), Tucson, AZ.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (1/7/02).
  - ◆ ***Hudson Communications, Inc., KJLL(AM), Tucson, AZ.*** San Diego, CA District Office (1/8/02).
  - ◆ ***Owl Broadcasting & Development, Inc. KSAZ(AM), Tucson, AZ.*** San Diego, CA District Office (1/8/02).
  - ◆ ***Arizona Lotus Corp., KTKT(AM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Arizona Lotus Corp., KCMT(FM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Big Broadcast of Arizona, LLC, KOHT(FM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Citadel Broadcasting Company, KOAZ(FM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Citadel Broadcasting Company, KTUC(AM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Citadel Broadcasting Company, KIIM(FM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Citadel Broadcasting Company, KCUB(AM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Citadel Broadcasting Company, KHYT(FM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Family Life Broadcasting System, Inc., KFLT(AM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Royal Broadcasting of Arizona, LLC, KTZR(AM), Tucson, AZ.*** San Diego, CA District Office (1/10/02).
  - ◆ ***Mendocino Unified School District, KAKX, Mendocino, CA.*** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1590 (Equipment Performance Measurements), 73.1690 (Modification of Transmission Systems) and 73.3526 (Local Public Inspection File for Commercial Stations). San Francisco, CA District Office (1/30/02).
  - ◆ ***Jean J. Suh d/b/a Radio Hancock, Federal Way, WA (KSUH, Puyallup & KWYZ, Everett).*** Other violations: 47 C.F.R. §§ 17.4(a) (Antenna Structure Registration), 17.47 (Inspection of Antenna Structure Lights and Associated Control Equipment), 17.50 (Cleaning and Repainting), 73.1590 (Equipment Performance Measurements), 73.1800 (General Requirements Related to the Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Seattle, WA District Office (1/22/02).
- 47 C.F.R. § 11.52 – EAS Code and Attention Signal Monitoring Requirements
    - ◆ ***Mega Communications, Silver Spring, MD.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). Philadelphia, PA District Office (1/22/02).
  - 47 C.F.R. § 11.61 – Tests of EAS Procedures
    - ◆ ***Quality Broadcasting Corp., Delray Beach, FL.*** Tampa, FL District Office (1/16/02).
    - ◆ ***Morgan State College, WEA, Baltimore, MD.*** Other violations: 47 C.F.R. §§ 73.1560 (Operating Power and Mode Tolerances), 73.1870 (Chief Operator) and 73.3527 (Local

Public Inspection File for Noncommercial Educational Stations). Columbia, MD District Office (1/22/02).

**47 C.F.R. Part 17 – Construction, Marking & Lighting of Antenna Structures**

- 47 C.F.R. § 17.4(a) – Antenna Structure Registration
  - ◆ ***Truth Broadcasting Corp., Winston-Salem, NC.*** Other violations: 47 C.F.R. §§ 17.50 (Cleaning and Repainting), 17.51 (Time When Lights Should Be Exhibited), 73.49 (AM Transmission System Fencing Requirements), 73.1125 (Station Main Studio Location) and 73.1350 (Transmission System Operation). Norfolk, VA Resident Agent Office (1/31/02).
  
- 47 C.F.R. § 17.4(g) – Posting of Antenna Structure Registration Numbers
  - ◆ ***Ameritech Mobile Communications LLC, Dallas, TX.*** Kansas City, MO District Office (1/8/02).
  - ◆ ***AT&T Wireless Services, Inc., Washington, DC.*** Tampa, FL District Office (1/14/02).
  - ◆ ***C.M.L. Communications, Inc., Okeechobee, FL.*** Tampa, FL District Office (1/14/02).
  - ◆ ***Okeechobee County, Okeechobee, FL.*** Tampa, FL District Office (1/14/02).
  - ◆ ***Newcomm Wireless, Los Colobos, PR.*** San Juan, PR Resident Agent Office (1/22/02).
  - ◆ ***Kansas City Cable Partners, Kansas City, MO.*** Kansas City, MO District Office (1/23/02).
  - ◆ ***Kansas City Cable Partners, Englewood, CO.*** Other violation: 47 C.F.R. § 17.50 (Cleaning and Repainting). Kansas City, MO District Office (1/23/02).
  - ◆ ***Alltel Communications, Inc., Little Rock, AR.*** Kansas City, MO District Office (1/25/02).
  - ◆ ***Acess Paging Company, Oroville, CA (ASR# 1208630).*** San Francisco, CA District Office (1/30/02).
  - ◆ ***American Tower, L.P., Colleagueville, CA (ASR#1026312).*** San Francisco, CA District Office (1/30/02).
  - ◆ ***American Tower, L.P., Gridley, CA (ASR# 1061385).*** San Francisco, CA District Office (1/30/02).
  - ◆ ***American Tower, L.P., Oroville, CA (ASR# 1202000).*** San Francisco, CA District Office (1/30/02).
  - ◆ ***State of California, Oroville, CA (ASR# 1202233).*** San Francisco, CA District Office (1/30/02).
  
- 47 C.F.R. § 17.6 – Responsibility of Commission Licensees and Permittees
  - ◆ ***GTE Hawaiian Telephone Company, Inc., Irving, TX.*** Honolulu, HI Resident Agent Office (1/29/02).
  
- 47 C.F.R. § 17.21 – Painting and Lighting, When Required
  - ◆ ***Morgan Towers, Inc., Cinnaminson, NJ.*** Philadelphia, PA District Office (1/10/02).
  
- 47 C.F.R. § 17.23 – Specifications for Painting and Lighting Antenna Structures

- ◆ ***AT&T Wireless Services, Inc., Center Township, PA.*** Philadelphia, PA District Office (1/13/02).
- 47 C.F.R. § 17.48 – Notification of Extinguishment or Improper Functioning of Lights
  - ◆ ***Wisconsin RSA No. 8 Limited Partnership, Barlington, WI.*** Chicago, IL District Office (1/15/02).
  - ◆ ***Wisconsin RSA No. 8 Limited Partnership, Darlington, WI.*** Chicago, IL District Office (1/15/02).
- 47 C.F.R. § 17.51 – Time When Lights Must Be Exhibited
  - ◆ ***American Tower Limited Partnership, Atlanta, GA.*** Tampa, FL District Office (1/23/02).
- 47 C.F.R. § 17.56 – Maintenance of Lighting Equipment
  - ◆ ***Spectrasite Communications, Inc., Eugene, OR (ASR# 1218058).*** Portland, OR Resident Agent Office (1/11/02).
  - ◆ ***SpectraSite Communications, Inc., Lewiston, ID (ASR# 1227064).*** Seattle, WA District Office (1/18/02).
  - ◆ ***SpectraSite Communications, Inc., Blackfoot, ID/Roberts, ID/Ruppert, ID (ASR #1204059, 1210113, 1227667, 1228118).*** Seattle, WA District Office (1/18/02).
- 47 C.F.R. § 17.57 - - Report of Radio Transmitting Antenna Construction, Alteration, and/or Removal
  - ◆ ***Charter Communications, Inc., Carrizozo, NM (ASR #1002769).*** Denver, CO District Office (1/16/02).
  - ◆ ***Verizon Communications, Riverton, UT (ASR #1037235).*** Denver, CO District Office (1/16/02).

#### **47 C.F.R. Part 73 – Radio Broadcast Services**

- 47 C.F.R. § 73.1870 – Chief Operator
  - ◆ ***Infinity Broadcasting Corporation, WPGC(AM), Morningside, MD.*** Columbia, MD District Office (1/14/02).
  - ◆ ***Infinity Broadcasting Corporation, WPGC-FM, Morningside, MD.*** Columbia, MD District Office (1/14/02).
  - ◆ ***Infinity Broadcasting Corporation, WPGC-FM, Morningside, MD.*** Columbia, MD District Office (1/14/02).
  - ◆ ***Infinity Radio, Inc., WBMD, Baltimore, MD.*** Columbia, MD District Office (1/29/02).

#### **47 C.F.R. Part 76 – Multichannel Video and Cable Television Service**

- 47 C.F.R. § 76.605 – Technical Standards
  - ◆ ***Armstrong Cable, Grove City, PA.*** Buffalo, NY Resident Agent Office (1/28/02).

- ◆ ***Time Warner Cable, Falconer, NY.*** Buffalo, NY Resident Agent Office (1/28/02).
- ◆ ***Time Warner Entertainment Company, L.P., Mililani, HI (Community Unit #HI0004).*** Honolulu, HI Resident Agent Office (1/31/02).

#### **47 C.F.R. Part 90 –Private Land Mobile Radio Services**

- **47 C.F.R. § 90.219 – Use of Signal Boosters**
  - ◆ ***City of Boston, WPMB402, Boston, MA.*** Boston, MA District Office (1/14/02).
- **47 C.F.R. § 90.403 – General Operating Requirements**
  - ◆ ***Independent Taxi Owners Association, Los Angeles, CA (KIL668).*** Los Angeles, CA District Office (1/3/02).
  - ◆ ***United Independent Taxi Drivers, Inc., Los Angeles, CA (WPMT812).*** Los Angeles, CA District Office (1/3/02).
  - ◆ ***United Independent Taxi Drivers, Inc., Los Angeles, CA (KIL251).*** Los Angeles, CA District Office (1/3/02).

#### **CITATIONS**

##### **Communications Act**

- **47 U.S.C. § 302 – Devices Which Interfere With Radio Reception**
  - ◆ ***First Accessories, Harbor, CA.*** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/7/02).
  - ◆ ***Valor International, City of Industry, CA.*** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/9/02).
  - ◆ ***M.I.I. Holdings (USA) Inc./Mutualin International, Inc., Dallas, TX.*** Dallas, TX District Office (1/14/02).
  - ◆ ***Mr. Karim Lalani d.b.a. One Stop Wireless, Dallas, TX.*** Dallas, TX District Office (1/14/02).
  - ◆ ***Mr. Salim Wastani d.b.a. Cellular King Accessories, Dallas, TX.*** Dallas, TX District Office (1/14/02).
  - ◆ ***Telecom, Mandeville, LA.*** New Orleans, LA District Office (1/14/02).
  - ◆ ***Beepers ‘N Phones, Inc., Tampa, FL.*** Tampa, FL District Office (1/14/02).
  - ◆ ***Cell Treasures, Santa Rosa, CA.*** San Francisco, CA District Office (1/16/02).
  - ◆ ***Cellnet USA, Tony Barbon, New York, NY.*** New York, NY District Office (1/16/02).
  - ◆ ***The Wireless Accessory Store, Slidell, LA.*** New Orleans, LA District Office (1/16/02).
  - ◆ ***Wireless Dimensions, Inc., Kenner, LA.*** New Orleans, LA District Office (1/16/02).
  - ◆ ***Cellular Art, Stoneridge Mall, Pleasanton, CA.*** San Francisco, CA District Office (1/17/02).
  - ◆ ***Leader Wireless, Inc., City of Industry, CA.*** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/17/02).

- ◆ **Power Cell, City of Industry, CA.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/17/02).
- ◆ **Power Cell, Los Angeles, CA.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/17/02).
- ◆ **TravelCenters of Coachella, Coachella, CA.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/17/02).
- ◆ **Petro Shopping Center, Casa Grande, AZ.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/17/02).
- ◆ **The Wireless Accessory Store, Hammond, LA.** New Orleans, LA District Office (1/18/02).
- ◆ **Leader Wireless, Inc., City of Industry, CA.** Los Angeles, CA District Office (1/17/02).
- ◆ **Mobile City, Richard Whaba, New York, NY.** New York, NY District Office (1/22/02).
- ◆ **Power Cell, Arcadia, CA.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/22/02).
- ◆ **Pilot Travel Center No. 328, Quartsite, AZ.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/23/02).
- ◆ **Pilot Travel Center No. 307, Palm Springs, CA.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/23/02).
- ◆ **Pilot Travel Center No. 626, Casa Grande AZ.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/23/02).
- ◆ **Novus Product Group, Culver City, CA.** Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). Los Angeles, CA District Office (1/24/02).
- ◆ **S&S Accessories, Brooklyn, NY.** New York, NY District Office (1/28/02).
- ◆ **CellCessorize, Portland, OR.** Portland, OR Resident Agent Office (1/29/02).
- ◆ **CellCessorize, Vancouver, WA.** Portland, OR Resident Agent Office (1/29/02).
- ◆ **Mr. Alden Gormal d.b.a. Cellular Accessories Technology Store, Little Elm, TX.** Dallas, TX District Office (1/29/02).
- ◆ **Prime Communications, Stafford, TX.** Dallas, TX District Office (1/29/02).
- ◆ **Wireless Store, Inc., Norcross, GA.** Dallas, TX District Office (1/29/02).
- ◆ **Wireless 4 U, Inc., Irving, TX.** Dallas, TX District Office (1/29/02).
- ◆ **Cellular Solutions, Portland, OR.** Portland, OR Resident Agent Office (1/30/02).
- ◆ **GM&M Wireless, Beaverton, Oregon.** Portland, OR Resident Agent Office (1/30/02).
- ◆ **Valor International, Inc., City of Industry, CA.** Portland, OR Resident Agent Office (1/31/02).

#### **47 C.F.R. Part 15 – Radio Frequency Devices**

- **47 C.F.R. § 15.5 – General Conditions of Operation**
  - ◆ **Marty's USRV, Berkley, MA.** Boston, MA District Office (1/31/02).